

SEMESTER – IV

FAMILY LAW I

(The subject teaching should be with an integrated approach to Hindu Law, Muslim Law, Christian Law, Goa Law and the Special Marriage Act,1954 wherever relevant).

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| 1. Concept of ‘Family’. | UNITS: 02 |
| 2. Sources of Family Law (Integrated) | UNITS: 05 |
| 3. Schools of Hindu & Muslim Law. | UNITS: 05 |
| 4. Marriage (Integrated) | UNITS: 09 |
| a. The Concept. | |
| b. Ceremonies of marriage. | |
| c. Registration of marriage. | |
| d. Capacity to marry | |
| e. Nullity of marriage. | |
| 5. Restitution of Conjugal Rights.(Integrated) | UNITS: 02 |
| 6. Judicial Separation.(Integrated) | UNITS: 02 |
| 7. Divorce (Integrated) | UNITS: 05 |
| a. Concept and theories | |
| b. Grounds. | |
| 8. Model Code for Divorce. | UNITS: 02 |
| 9. Bars to matrimonial relief. (Integrated) | UNITS: 03 |
| 10. Maintenance under the personal law. (Integrated) | UNITS: 05 |
| 11. Maintenance under sec.125 Cr.P.C. | UNITS: 02 |
| 12. Dower under Muslim law. | UNITS: 02 |
| 13. Guardianship (Integrated) | UNITS: 05 |
| 14. Custody (Integrated) | UNITS: 03 |
| 15. Adoption. (Integrated) | UNITS: 05 |
| 16. Legitimacy (Integrated) | UNITS: 05 |
| 17. Child marriage. | UNITS: 05 |
| 18. Application of law in case of conversion. | UNITS: 04 |
| 19. Jurisdiction of Courts in family matters. | UNITS: 02 |
| 20. Need for Uniform Civil Code. | UNITS: 02 |

Note: The units mentioned above include internal assessment hours.

BOOKS RECOMMENDED

- Subbarao G.C.V. : Family Law in India
- Usgaocar M.S.: Family Laws of Goa, Daman & Diu Vol-I
- ParasDiwan : Hindu Law
- ParasDiwan : Muslim Law in Modern India
- Mulla : Hindu Law
- Mayne's : Hindu Law

PROPERTY LAW

1. Introduction:	UNITS: 02
Interpretation clause	
2. Transfer of property by act of parties:	UNITS: 20
Whether movable of Immovable, Election, apportionment, transfer of immovable property	
3. Sale of Immovable property	UNITS: 08
4. Mortgages of immovable property and charges:	UNITS: 15
Rights and liabilities of mortgagor, Priority, Marshalling and contribution, suits for foreclosure, Sale or Redemption, anomalous Mortgages, Charges, Notice and tender	
5. Lease of Immovable Property	UNITS: 08
6. Exchanges	UNITS: 03
7. Gift	UNITS: 05
8. Transfer of actionable Claim	UNITS: 02
9. Indian Easement act	UNITS: 12
Easement, acquisition of easement, kinds, extinguishments of easement and licence	

Note: The units mentioned above include internal assessment hours.

Suggested Readings

- Mulla : Transfer of Property
- Shah : Transfer of Property
- Jain J.D. : Transfer of Property
- Tripathi : Transfer of Property
: Easements Act

CONSTITUTIONAL LAW – II

1. Union Executive	UNITS: 05
2. Union Legislature (Parliament)	UNITS: 05
3. The Union Judiciary	UNITS: 05
4. State Executive	UNITS: 03
5. State Legislature	UNITS: 03
6. State Judiciary	UNITS: 03
7. Relation Between Union and states: Concept of Federalism, Legislative relations, Administrative Relations, Financial Relations, Cooperative federalism	UNITS: 08
8. State Liability	UNITS: 05
9. Right to Property.	UNITS: 03
10. Freedom of Trade, Commerce and Intercourse	UNITS: 08
11. Services under the Union and the states	UNITS: 05
12. Elections	UNITS: 05
13. Emergency Provisions: Kinds of Emergencies, Effects of emergency	UNITS: 08
14. Amendment of the Constitution Kinds of amendments, Methods of amendments under Indian Constitution, Scope of amending power of the Parliament, Amendment of Fundamental Rights, Doctrine of Basic Structure.	UNITS: 07
15. Special Status to Jammu & Kashmir	UNITS: 02

Note: The units mentioned above include internal assessment hours.

Suggested Readings:

Jain M.P.	: Indian Constitutional Law
Basu D.D.	: Shorter Constitution of India
Kazgi	: Constitutional Law Vol. I &II
Shukla V.N.	: The Constitution of India
Tope T.K.	: Constitutional Law of India

MAJOR PAPER IV – POLITICAL SCIENCE

Indian Political Thinkers (Gokhale to Ambedkar)

Course Rationale:

The Course seeks to familiarize students with the major contributions of the key modern Indian political thinkers. It focuses on their life and work and outlines their key political and philosophical ideas that shaped modern India.

1. **Mahatma Gandhi** : Life & Works , Idealism & Ethics, Philosophy of Politics, Swaraj & Satyagraha) UNITS: 10
2. **Jawaharlal Nehru**: Life & Works, Political Ideas, Panchsheel, Socialism & Secularism. UNITS: 08
3. **M.N.Roy**: Life & Works, Roy's views on the Russian Revolution & Marxism, Radical Humanism UNITS: 07
4. **B.R. Ambedkar** : Life & Works , Sociological and Political views, Ambedkar & the Dalits UNITS:07
- 5 **Swami Vivekananda**: Early Life, Hinduism as a Universal Religion UNITS: 08
- 6 **Manu**: Life & Works; Manu's State, Theory of Danda, Manu's Foreign Policy UNITS: 07
- 7 **Kautilya**: Early Life & Works ; State- craft, Diplomacy UNITS: 07
- 8 **Tilak** Early life, Tilak's Religious ideas, Tilak's Philosophy of Reform, Political Philosophy of Tilak UNITS: 07
- 9 **Aurobindo**.Aurobindo's Early life & Works , UNITS: 07
Epistemological Foundations of Politics, Philosophy of State, Nation- Building
- 10 **Gokhale** – His work, and political identity UNITS:07

Note: The units mentioned above include internal assessment hours.

Readings for PS 11 & PS 14:

1. A. S. Altekar, State and Government in Ancient India, Delhi, MotilalBanarsidass, 1966. New Editions available.
2. A. Appadorai, Documents on Political Thought in Modern India, 2 vols. Bombay Oxford University Press, 1970.
3. J. Bandhopadhyaya, Social and Political Thought of Gandhi, Bombay, Allied, 1969.
4. B. Chandra, Nationalism and Colonialism in Modern India, Delhi, Vikas, 1979.
5. T. de Bary, Sources of Indian Tradition, New York, Columbia University Press, 1958.
6. A. T. Embree (ed.), Sources of Indian Tradition: from the Beginning to 1800, India, Penguin Books, 1991.
7. ———, Socialism, Democracy and Nationalism in India, Bombay, Allied Publishers, 1973.
8. ———, Modern Indian Political Thought, Delhi, Allied, 1984.
9. U. N. Ghoshal, A History of Indian Political Ideas, London, Oxford University Press, 1959.
10. J. P. Haithcox, Communism and Nationalism in India: M. N. Roy and Comintern Policy, Princeton NJ, Princeton University Press, 1971.
 1. R. Iyer, The Moral and Political Thought of Mahatma Gandhi, Delhi, Oxford University Press, 1973.
12. K. P. Jayaswal, Hindu Polity, Calcutta, Butterworth, 1924.
13. K. N. Kadam (ed.), Dr. B. R. Ambedkar, New Delhi, Sage, 1992.
14. R. P. Kangle, Arthashastra of Kautilya, Delhi, MotilalBanarsidass, 1965.
15. V. B. Karnik, M. N. Roy: Political Biography, Bombay, Jagriti, 1978.
16. K. P. Karunakaran, Gandhi- Interpretations, New Delhi, Gitanjali Publishing House, 1985.
17. D. G. Karve, and D.V. Ambedkar, Speeches and Writings of GopalKrishnaGokhale, Bombay, Asia, Publishing House, 1966.
18. U. Kaura, Muslims and Indian Nationalism, New Delhi, Manohar, 1977.

19. V. R. Mehta, *Foundations of Indian Political Thought*, New Delhi, Manohar, 1992.
20. M. Mohanty, *Revolutionary Violence: A Study of the Marxist Movement in India*, New Delhi, Sterling, 1977.
21. S. Mukherjee, *Gandhian Thought: Marxist Interpretation*, New Delhi Deep & Deep, 1991.
22. B. R. Nanda, *Gokhale, Gandhi and the Nehrus: Studies in Indian Nationalism*, London, Allen and Unwin, 1974.
23. ———, *Gandhi and His Critics*, Delhi, Oxford University Press, 1985.
24. J. Nehru, *Discovery of India*, London, Meridian Books, 1956.
25. G. Omvedt. *Dalits and the Democratic Revolution: Dr. Ambedkar and the Dalit Movement in Colonial India*, New Delhi, Sage, 1994.
26. T. Pantham, and K. Deustch (eds.), *Political Thought in Modern India*, New Delhi, Sage, 1986.
27. B. Parekh, *Colonialism, Tradition and Reform: Analysis of Gandhi's Political Discourse*, New Delhi, Sage, 1989.
28. ——— and T. Pantham (eds.), *Political Discourse: Exploration in Indian and Western Political Thought*, New Delhi, Sage, 1987.
29. S. Radhakrishnan, *Eastern Religion and Western Thought*, London, Oxford University Press, 1940.
30. D. P. Roy, *Leftist Politics in India: M.N. Roy and the Radical Democratic Party*, Calcutta, Minerva, 1989.
31. S.H. Rudolph and L.I. Rudolph, *Gandhi- The Traditional Roots of Charisma*, Chicago, University of Chicago Press, 1983.
32. V. P. Verma, *Studies in Hindu Political Thought and its Metaphysical Foundations*, Delhi, MotilalBanarsidass, 1974.

SPECIAL ENGLISH(OPTIONAL)

Unit – I UNITS: 15

Advise to a Young Man – Felix Frankfurter

In the Court – Anton Chekhov

Grammar: Parts of Speech(Same word used as different parts of Speech) Sentence linkers, Models.

Unit – II UNITS: 15

Five Functions of the Lawyer – Arthur Vanderbilt

Grammar: Synonyms and antonyms, homonyms and homophones

Unit – III UNITS: 15

A plea for severest penalty – M.K.Gandhi

Composition, Paragraph writing and report writing

Unit – IV UNITS: 15

On the Entirely reasonable Murder of a Police Constable – G.B.Shah

Unit – V UNITS: 15

The law as a Jealous Mistress – Joseph Planck

Composition: Interpretation of Notices

Note: The units mentioned above include internal assessment hours.

Suggested Readings:

R.P. Bhatnagar and R. Bhatnagar – English for Competitive Exams

David Grene – Contemporary English Grammar: Structure and Composition

R.P. Bhatnagar and R. Bhatnagar – Law and Language.

FOREIGN LANGUAGE – PORTUGUESE (Optional Course)

<p><u>Course Title</u></p>	<p>PORTUGUESE LANGAUGE (OPTIONAL) – BASIC LEVEL I (A1*)</p> <p>*This course is outlined following the Common European Framework (CEF) of Reference for Languages: learning, teaching, assessment</p>
<p><u>CourseDuration</u></p>	<p>I Semester</p>
<p><u>Pre-requisites</u></p>	<p>XII standard</p>
<p><u>Post-requisites</u></p>	<p>□</p>
<p><u>Aims</u></p>	<p>In consonance with the overall aims of the degrees offered at Goa University, this course will facilitate the student:</p> <ul style="list-style-type: none"> □ To understand and use familiar everyday expressions and very basic phrases aimed at the satisfaction of needs of a concrete type. □ To introduce him or herself and others and can ask and answer questions about personal details such as where he/she lives, people he/she knows and things he/she has. □ To interact in a simple way provided the other person talks slowly and clearly and is prepared to help.
<p><u>Objectives</u></p>	<p>At the end of this course students will have gained knowledge in:</p> <p>UNDERSTANDING</p> <p><u>Listening:</u></p> <ul style="list-style-type: none"> □ To recognize familiar words and very basic phrases concerning myself, my family immediate concrete surroundings people speak slowly and clearly. <p><u>Reading:</u></p> <ul style="list-style-type: none"> □ To understand familiar names, words and very simple sentences, for example on notices and posters or in catalogues. <p>SPEAKING</p> <p><u>Spoken Interaction:</u></p> <ul style="list-style-type: none"> □ To interact in a simple way provided the other person is prepared to repeat or rephrase things at a slower rate of speech and help me formulate what I'm trying to say; to ask and answer simple questions in areas of immediate need or on very familiar topics. <p><u>Spoken Production</u></p> <ul style="list-style-type: none"> □ To use simple phrases and sentences to describe where he/she lives and people he/she knows. <p>WRITING</p> <ul style="list-style-type: none"> □ To write a short, simple postcard, for example sending holiday; to fill in forms with personal details, for example entering name, nationality and address on a hotel registration form.

<u>Teaching & Learning Methods</u>	<u>Number/Student Hours</u>
<u>Lectures</u>	5 lectures of 45' per week / Total of 60 hours
<p><u>Method(s) and Timing of Assessment</u></p> <p>As recommended by Goa University</p>	

Syllabus:

1.Themes and thematic areas: UNITS: 25

Identificação pessoal - Personal Identification (i.e. data about self)

Expressões de apresentação, saudação e despedida--(expressions of introduction, greetings , bidding goodbye)

Profissões, nacionalidade e naturalidade - (professions, nationality and Naatural of ..)

As relações familiares, graus de parentesco - (Family relations, degrees of relations or relatives)

As horas, os dias e os meses, as estações do ano, as ocasiões festivas- (Hours, days of week , seasons , festivals)

Os objectos e espaços da escola e de casa- (object and places related to school and home)

Os meios de transporte- (means of transport)

As formas e as cores - (forms and colours)

Os momentos de lazer - (leisure moments)

As compras e os estabelecimentos comerciais- (shopping and commercial establishment)

Documentos autênticos, legais, jurídico-administrativos - (authentic documens, legal , juridical – administrative)

2.Spoken Production & Interaction:UNITS: 25

Ritualização social - (social rituals ?)

Obtenção de bens e de serviços (obtaining goods and services)

Regulação da vida escolar (regulting school life _ regulation of school life)

Caracterização profissional(professional life –characteristics ?)

Caracterização pessoal- Personaal characterisation

Expressão de avaliações- Expressions that evaluate – terms for evaluation i.e expression s for opinion

Textos funcionalmente informativos ou informativo-injuntivos com um grau de informatividade baixo- Texts that are functionally informative – with low level of informativeness

3.Grammar and vocabulary: UNITS: 25

Sistema vocálico da Língua Portuguesa, ditongos, regras de acentuação(diptongs , rules of emphasising syllabus)

Tipos e formas de frases (types ad forms of phrases)
Artigos definidos e indefinidos (definite and indefinite article)
Flexão dos nomes, determinantes e adjetivos (género e número)(
Pronomes pessoais (sujeito) e formas de tratamento (pronouns ,subject , how to treat)
Preposições - (prepositions 0
Possessivos, demonstrativos e indefinidos- Possesive, demonstrative and indefinite .
Cardinais e ordinais- cardinal and ordinals
Expressões interrogativas- Interogative expression
Advérbios e adjetivos (grau dos adjetivos)_ adverbs and andjectives , degree of adjectives
Presente do Indicativo dos verbos regulares(present indicative of regular verbs
Presente do Indicativo dos verbos irregulares: ser, estar, fazer, irregulares em –er, –ir, ar(presnt indicative of irreguar verbs
in er,-ir , ar
Imperativo- Imperative
Verbo haver(verb to have
Conjugação pronominal reflexa(conjgae reflexive pronoun)
Conjugação perifrástica: “estar a + infinitivo”, “ir + infinitivo”
Verbos auxiliares de modalidade (necessidade, obrigatoriedade, probabilidade) Auxiliary verbs (necessity, obligatory, probable)

Termos e expressões do domíniojurídico- terms of juridical domain

Traduções simples de documentos e textoslegais e jurídicos do Português (Língua de Partida) para o Inglês (Língua de Chegada) - Translations of simple document of Portugese into English

Note: The acquisition of these grammar skills will depend on simple and practical examples followed by intense experimental self-testing.

Work Requirements

Aural, oral and written exercises.

Reading References- -

Required books:

- **Português XXI Nível 1** (book and CD), by Ana Tavares (Coord. By Renato Borges de Sousa), edited by LIDEL, Lisboa-Portugal;
- **Português XXI Nível 1 - Caderno de Exercícios** (Livrosegundo o novo AcordoOrtográfico) by AnaTavares,edited by LIDEL, Lisboa-Portugal.

Recommended books:

- **Lima, Pires&Varela**, João de Matos Antunes, *Noções Fundamentais de Direito Civil, vol. II, Lições ao Curso do 1º ano jurídico de 1944-45 (Família e Sucessões)*, bilingual edition (sponsored by Fundação Oriente and Ordem dos Advogados Portugueses), including translation into English [*Fundamental Concepts of Civil Law, vol. II, Lectures to the 1st Year Law Course of 1944-45 (Family Law and Succession)*], Lisboa (?), 1997 (?)

- Instituto de Cooperação Jurídica da Faculdade de Direito da Universidade de Lisboa, *O Direito da Família e das Sucessões no Código Civil Português de 1867: Uma Perspectiva do Século XXI/Family and Succession Law in the Portuguese Civil Code of 1867: A 21st Century Approach*, Lisbon, AAFDL, 2008.

- **Essential Portuguese Grammar**, by Alexander da R. Prista, New York, Dover Publications
- **Compêndio de Gramática Portuguesa**, by J.M.NunesFigueiredo&A.Gomes Ferreira, Porto, Porto Editora
- **Guia Prático dos Verbos Portugueses**, by Deolinda Monteiro& B. Pessoa, LIDEL, Lisboa
- **Dicionário Português-Inglês/Inglês-Português**, Porto, Porto Editora

Other suitable books and materials will be recommended at the beginning of the course.

Note: The units mentioned above include internal assessment hours.